IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO: 8176 of 2005

Between:

Sathannagari Mallesha S/o Late Pochaiah
R/o Jinnaram Village & mandal, Medak District

..... PETITIONER

AND

1 The District Collector, Medak District at Sanga reddy
2 The Revenue Divisional Officer Medak, Medak District
3 The Mandal Revenue Officer, Jinnaram Mandal, Medak District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in interfering with the petitioner's possession and enjoyment and trying to evict from the assigned land in Ac. 3.00 in Sy.No.1002 of Jinnaram Village, Medak District as illegal, arbitrary and violative of principles of natural justice and consequently to direct the respondents not to dispossess the petitioner from the assigned land in Ac. 3.00 in Sy.No. 1002, Jinnaram Village, Medak District without following the due process of law and in this connection we have also made a representation to the 1st respondent on 13-12-2004.

Counsel for the Petitioner: MR.K.SITA RAM

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

HONOURABLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.8176 OF 2005

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Assignments appearing for the respondents.

The writ petition is filed seeking a declaration that the alleged action of the respondents in interfering with the possession of the petitioner in respect of the land to an extent of Ac.3-00 situated in Sy.No.1002 of Jinnaram Village, Medak District, as arbitrary and illegal.

The petitioner states that the said land was assigned in favour of his father long back in the year 1987 and the patta is still subsisting. It is alleged that the respondents herein have been taking steps to dispossess the petitioner high-handedly in spite of the fact that the patta granted in favour of his father is still subsisting. Hence, this writ petition.

Having heard the learned counsel for both the parties, without expressing any opinion on merit, the writ petition is disposed of with a direction to the respondents not to interfere with the possession of the petitioner in respect of the land in question without following due process of law, if the patta granted in favour of the petitioner's father is subsisting as on today.

The Writ Petition is accordingly disposed of. No costs.

G.ROHINI, J

13th April, 2005

Note:

Furnish CC within one week.

B/o.

SKM

To

1 The District Collector, Medak District at Sanga reddy
2 The Revenue Divisional Officer Medak, Medak District
3 The Mandal Revenue Officer, Jinnaram Mandal, Medak District

4 Two C.Cs. to G.P. for Revenue,

High Court Buildings, High Court of A.P., Hyderabad, (OUT)

5 Two C.D. copies.

*Form-NIC-OGS/WP{**TRT**}*